

2005 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SJR53)

Received: **12/02/2005**

Received By: **pdykman**

Wanted: **Today**

Identical to LRB:

For: **Tim Carpenter (608) 266-8535**

By/Representing: **Ewy, Stuart**

This file may be shown to any legislator: **NO**

Drafter: **pdykman**

May Contact:

Addl. Drafters:

Subject: **Constitutional Amendments**

Extra Copies: **PJK**

Submit via email: **YES**

Requester's email: **Sen.Carpenter@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Same-sex marriage / civil unions ban altered

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pdykman 12/02/2005	kfollett 12/02/2005		_____			
/1			jfrantze 12/05/2005	_____	lemery 12/05/2005	lemery 12/05/2005	

FE Sent For:

<END>

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FE Sent For:

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**SENATE SUBSTITUTE AMENDMENT ,
TO 2005 SENATE JOINT RESOLUTION 53**

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Relating to: providing that only a marriage between one man and one woman shall be valid or recognized as a marriage in this state (first consideration).

Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 2005 legislature on first consideration, provides that only a marriage between one man and one woman shall be valid or recognized as a marriage in this state.

A proposed constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

Resolved by the senate, the assembly concurring, That:

SECTION 1. Section 13 of article XIII of the constitution is created to read:

[Article XIII] Section 13. Only a marriage between one man and one woman shall be valid or recognized as a marriage in this state.

SECTION 2. Numbering of new provision. The new section 13 of article XIII of the constitution created in this joint resolution shall be designated by the next higher open whole section number in that article if, before the ratification by the

1 people of the amendment proposed in this joint resolution, any other ratified
2 amendment has created a section 13 of article XIII of the constitution of this state.
3 If one or more joint resolutions create a section 13 of article XIII simultaneously with
4 the ratification by the people of the amendment proposed in this joint resolution, the
5 sections created shall be numbered and placed in a sequence so that the sections
6 created by the joint resolution having the lowest enrolled joint resolution number
7 have the numbers designated in that joint resolution and the sections created by the
8 other joint resolutions have numbers that are in the same ascending order as are the
9 numbers of the enrolled joint resolutions creating the sections.

10 ***Be it further resolved, That*** this proposed amendment be referred to the
11 legislature to be chosen at the next general election and that it be published for 3
12 months previous to the time of holding such election.

13 (END)

**SENATE AMENDMENT ,
TO 2003 ASSEMBLY JOINT RESOLUTION 66**

*Proposed
constitutional
amendment*

1 At the locations indicated, amend the joint resolution as follows:

2 **1.** Page 1, line 9: after "state." insert "However, this ~~section~~ does not impair
3 any rights, rules, or administrative procedures, which exist on the date of ratification
4 of this amendment, regarding inheritance or probate."
5

(END)

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**SENATE AMENDMENT ,
TO 2003 ASSEMBLY JOINT RESOLUTION 66**

1 At the locations indicated, amend the joint resolution as follows:

2 **1.** Page 1, line 9: after "state." insert "However, this section does not impair
3 any rights, rules, or administrative procedures, which exist on the date of ratification
4 of this amendment, regarding inheritance or probate."
5

(END)